

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA
CHARLESTON DIVISION**

IN RE: ETHICON, INC.,
PELVIC REPAIR SYSTEMS
PRODUCTS LIABILITY LITIGATION

MDL NO. 2327

THIS DOCUMENT RELATES TO THE CIVIL ACTION NOS. LISTED ON THE ATTACHED EXHIBIT:

**JOINT MOTION TO DISMISS DEFENDANT
AMERICAN MEDICAL SYSTEMS, INC. WITH PREJUDICE**

Plaintiffs in the cases listed on the attached Exhibit A and defendant American Medical Systems, Inc. ("AMS") advise the Court that they have compromised and settled all claims between them in these actions, including all counterclaims, cross-claims and third party claims. Accordingly, Plaintiffs and AMS jointly move the court to dismiss AMS as a defendant in these actions with prejudice, and terminate AMS from the docket in these actions, parties to bear their own costs. Other defendants remain in these actions, and plaintiffs will continue to pursue these actions against them.

Respectfully:

/s/ Barbara R. Binis

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Attorney for Plaintiffs on Exhibit A

Dated: July 11, 2016

EXHIBIT A – FLEMING NOLEN & JEZ

CIVIL ACTION NUMBER (listed numerically in ascending order)	CASE NAME
2:12-CV-04523	Leslie R. Ellis and Michael S. Ellis v. American Medical Systems, Inc., Ethicon, Inc., Johnson & Johnson
2:12-CV-05678	Annette Ellenburg, William Gary Ellenburg v. Ethicon, Inc., Johnson & Johnson, American Medical Systems, Inc.
2:12-CV-05695	Brenda M. Murphy, Charles M. Murphy v. Ethicon, Inc., Johnson & Johnson, American Medical Systems, Inc.
2:13-CV-02555	Kathryne N. Newcomb v. Ethicon, Inc., Johnson & Johnson, American Medical Systems, Inc.

CERTIFICATE OF SERVICE

I hereby certify that on July 11, 2016, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system which will send notification of such filing to the CM/ECF participants registered to receive service in these member cases.

/s/ Barbara R. Binis